

Message

From: Mikalian, Charles [mikalian.charles@epa.gov]
Sent: 8/21/2018 9:17:09 PM
To: Holst, Linda [holst.linda@epa.gov]; Poy, Thomas [poy.thomas@epa.gov]; Klassman, Debra [klassman.debra@epa.gov]
CC: Shoven, Heather [shoven.heather@epa.gov]; Chabria, Monesh [chabria.monesh@epa.gov]
Subject: FW: Initial MOU
Attachments: INITIAL MEMORANDUM OF UNDERSTANDING-mjk.docx

Ex. 5 AC/AWP/DP

From: David E. Lasker [mailto:dlasker@co.juneau.wi.us]
Sent: Tuesday, August 21, 2018 2:54 PM
To: Mikalian, Charles <mikalian.charles@epa.gov>
Subject: FW: Initial MOU

Chuck,

FYI, this email has as an attachment the draft of the MOU suggested by Matt Komiskey, which was sent to me on 8/15. It is a distinct improvement over the AGC proposal, but is still not entirely correct.

From: Matthew Komiskey
Sent: Wednesday, August 15, 2018 7:47 AM
To: David E. Lasker
Cc: Barb Theis
Subject: Initial MOU

Hi David,

I decided to through some ideas down in an MOU for you, I am not sure if it will help and you will be able to tell that I am not a lawyer. However, I wanted to get some ideas down. I originally was hoping to reduce the size of the document but was unable given the description of the process they probably should stay in place. I did modify the wording to try to accommodate our concerns and added some provisions and definitions that I think are important.

I did follow up with the lab and we agreed that given the confidence in the testing that we should hold the number at or exceeding 10.0, however we said that we should test the water several times when it is over 8mg/L to ensure that just one test doesn't bias the results (depending on the timing of the test it can fluctuate). In addition, the central Wisconsin groundwater center has agreed to develop an initial map of the groundwater impacted area and are willing to develop a more in-depth map that may take a month or two to develop. I think the initial map may be available next week or the week after.

You can take it or leave it, take care.

Matt Komiskey
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